

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.9334 OF 2007

Arvind S. Nimbalkar .. Petitioner
Versus
Shrirang Krushnaji Nimbalkar
and Ors. .. Respondents

Mr.S.A.Sawant for petitioner
Mr.Abhaysingh Kadam for respondent No.2.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 18th December 2007

P.C.

. The reasons assigned by the Court below refusing to entertain the objection on behalf of the present petitioner are consistent with the

findings that the compromise decree in question has been acted upon. It is dated 6th November 1998. The appeal itself may not be maintainable but the fact remains that the trial court has also observed that the parties have enjoyed fruits of the decree in question. In such circumstances, there is no reason to interfere. Petition dismissed.

(S.C.Dharmadhikari, J)